## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of   | Group Art Unit:   |  |  |  |  |
|--|---|--|--|--|--|
| Bryan V. Hunt, et al   | Examiner:   |  |  |  |  |
| THERMALLY DEVELOPABLE IMAGING MATERIALS WITH REDUCED MOTTLE PROVIDING IMPROVED IMAGE UNIFORMITY  | Express Mail Label No. EV 293528314 US  January 8, 2004  Date   |  |  |  |  |
| Serial No.   |   |  |  |  |  |
| Filed  |   |  |  |  |  |
| Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA. 22313-1450  |   |  |  |  |  |
| Sir:   | ·<br>·  |  |  |  |  |
|  | TATEMENT FOR CONSIDERATION  |  |  |  |  |
| BY THE OFFICE UN   | DER 37 C.F.R. 1.97-1.99   |  |  |  |  |
| Enclosed herewith are partial by the Patent and Trademark Office in rabove-described application. In compliant listed in the enclosed Form PTO-1449.   |   |  |  |  |  |
| Applicants request that the record the above-identified documents, attached, except for copies of U.S. pater publications. For documents not in English language patent or putranslation is not available, a concise explocument not in English is included either | nts and U.S. patent application lish, an English translation or an ablication may be attached. Where a planation of the relevance of each   |  |  |  |  |
| This Information Disclos submitted according to the following sel  | sure Statement (hereinafter "Statement") is lected paragraph:   |  |  |  |  |
| the filing date of the applicate mailing of a first Office action  | under §1.97(b) within three months of tion (other than a CPA), or before the on on the merits or before the mailing of a tiling of a request for continued  |  |  |  |  |
| mailing date of any of a final that otherwise closes prosecu fee required by §1.17(p) to E   | under §1.97(c), with fee, <b>prior</b> to the laction, a notice of allowance or an action ation in the application. Please charge the Eastman Kodak Company Deposit Order A duplicate copy of this Certification is |  |  |  |  |

enclosed.

| III. This Statement is being filed under §1.97(c), with a certification under, §1.97(e) <b>prior</b> to the mailing date of any of a final action, a notice of allowance or an action that otherwise closes prosecution in the application. The undersigned hereby states that (check one):  |  |
|--|--|
| each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.  |  |
| no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.  |  |
| IV. This Statement is being filed under §1.97(d), with fee and certification under §1.97(e), on or after the mailing date of either a final action, a notice of allowance (but prior to payment of the issue fee) or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Order Account No. 05-0225. A duplicate copy of this Certification is enclosed. The undersigned hereby states that (check one):  |  |
| each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.  |  |
| no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.  Copies of the above-cited art were submitted to or cited by the Patent and Trademark Office under parent application Serial No10/012,171 and therefore additional copies of this art are unnecessary. |  |
| Respectfully submitted,  |  |
| J. Gruny Incha   |  |

J. Lanny Tucker/s-p Telephone: (585) 722-9332 Facsimile: (585) 477-1148 Enclosures

Attorney for Applicants Registration No. 27,678

| FORM PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE   |                 |                  | - 1                             | Atty. Docket No. 83789AJLT Customer No. 01333 |                               |         |          | Serial No. |                             |             |  |
|---|-----------------|------------------|---------------------------------|---|-------------------------------|---------|----------|------------|-----------------------------|-------------|--|
| If AFTER the later date of the first Office Action or 3 months from filing, use only with Rule 97(E) Certificate or Fee   |                 | on               | Applicant: Bryan V. Hunt, et al |   |                               |         |          |            |                             |             |  |
| LIST OF ART CITED BY APPLICANT  |                 |                  |                                 | Filing Dat                                    | te                            |         |          | Group      |                             |             |  |
| (Use several sheets if necessary)  U.S. PATENT DOCUMENTS  |                 |                  |                                 |   |                               |         |          |            |                             |             |  |
| Examiner<br>Initial*  | DOCUMENT NUMBER | DATE             | NAME                            |   | NAME                          | CLASS   | SUBCLASS |            | FILING DATE  IF APPROPRIATE |             |  |
|   | 3,573,916       | 04/06/71         | Yost et al                      |   |                               |         |          |            |                             |             |  |
|   | 4,051,278       | 09/27/22         | Dem                             | noch  |                               |         |          |            |                             |             |  |
|   | 5,258,282       | 11/02/93         | Kagami et al                    |   |                               |         |          |            |                             |             |  |
|   | 5,380,635       | 01/10/95         | Gom                             | nez et  | al                            |         |          |            |                             |             |  |
|   | 5,380,644       | 01/10/95         | Yonl                            | koski   | et al                         |         |          |            |                             |             |  |
|   | 5,441,866       | 08/15/95         | Miller et al                    |   |                               |         |          |            |                             |             |  |
|   | 5,468,603       | 11/21/95         | Kub                             |   |                               |         |          |            |                             |             |  |
|   | 5,541,054       | 07/30/96         | Mille                           | Miller et al.                                 |                               |         |          |            |                             |             |  |
|   | 5,621,983       | 04/22/97         | Lunc                            | demai   | nn et al                      |         |          |            |                             |             |  |
| ·   | 5,763,153       | 06/09/98         | Tsuz                            | Tsuzuki et al                                 |                               |         |          |            |                             |             |  |
|   | 5,881,476       | 03/16/99         | Strol                           | bush (  | et al                         |         |          |            |                             |             |  |
|   | 5,922,529       | 07/13/99         | Tsuz                            | zuki e  | t al                          |         |          |            |                             |             |  |
|   | 5,985,537       | 11/16/99         | Phili                           | ip, Jr.                                       | et al                         |         |          |            |                             |             |  |
| ·   | 5,998,126       | 12/07/99         | Toya et al                      |   |                               |         |          |            |                             |             |  |
|   | 6,114,106       | 09/05/00         | Fujiwara et al                  |   | et al                         |         |          |            |                             |             |  |
|   | 6,117,624       | 09/12/00         | Shor                            | ri et al                                      | 1                             |         |          |            |                             |             |  |
|   | 6,153,372       | 11/28/00         | Arai                            | et al   |                               |         |          |            |                             |             |  |
|   | 6,165,706       | 12/26/00         | Fujiv                           | wara e  | et al                         |         |          |            |                             |             |  |
|   |                 |                  |                                 |   |                               |         |          |            |                             |             |  |
|   |                 | FORE             | EIGN PA                         | ATENT   | DOCUMENTS                     |         |          | ·          |                             |             |  |
| Examiner<br>Initial*  | DOCUMENT NUMBER | DATE             |                                 |   | ĊOUNTRY                       | CLASS . | SUBCLAS  | S.         | TRANSL<br>YES               | ATION<br>NO |  |
|   | 0 571 906 A2    | 21.05.93         | EP                              |   |                               |         |          |            |                             |             |  |
|   | 0 792 476 B1    | 24.05.2000       | EP                              |   |                               |         |          |            |                             | -           |  |
|   | 0 805 376 A2    | 05.11.1997       | EP                              | EP  |                               |         |          |            |                             |             |  |
|   | 1 083 459 A1    | 14.03.2001       | EP                              | EP  |                               |         |          |            |                             |             |  |
|   | 1 546 223       | 03.08.1976       | GB                              | GB  |                               |         |          |            |                             |             |  |
|   | 10-104780       | 24.04.1998       | JP                              | IP  |                               |         |          |            |                             |             |  |
|   |                 | OTHER ART (Inclu | iding Au                        | uthor, Ti                                     | tle, Date, Pertinent Pages, E | tc.)    |          |            |                             |             |  |
|   |                 |                  |                                 |   |                               |         |          |            |                             |             |  |
|   |                 |                  |                                 |   |                               |         |          |            |                             |             |  |
| EXAMINER  |                 |                  |                                 |   |                               |         |          |            |                             |             |  |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                 |                  |                                 |   |                               |         |          |            |                             |             |  |